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PTO/SB/21 (08-03)
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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/635,175 | |
| | Filing Date | 6 August 2003 | |
| | First Named Inventor | Patil et al. | |
| | Art Unit | Unassigned | |
| | Examiner Name | Unassigned | |
| Total Number of Pages in This Submission | 4 | Attorney Docket Number | 200/1004-40 |

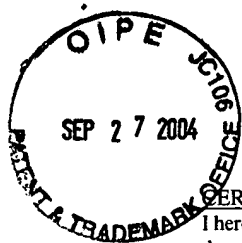
| ENCLOSURES (Check all that apply) | | |
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| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
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| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
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| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|--|
| Firm or Individual name | Deana A. Arnold, Ph.D. Reg. No.: 52,567 |
| Signature | |
| Date | Sept 24, 2004 |

| CERTIFICATE OF TRANSMISSION/MAILING | |
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| Typed or printed name | Deana A. Arnold, Ph.D. |
| Signature | |
| Date | Sept 24, 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Alexandria, VA 22313-1450 on *Sept 24, 2004*

Signed: *Deana A. Arnold*

Deana A. Arnold

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

PATIL, N. et al.

Application No.: 10/635,175

Filed: August 6, 2003

For: Methods for Enriching Populations of Nucleic Acid Samples

Examiner: Unassigned

Art Unit: Unassigned

**SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT
UNDER 37 CFR §1.97 AND §1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on the attached form PTO-1449 are being called to the attention of the Examiner. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement

and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

☒ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):

- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)
-- OR --
☐ (2) It is being filed within 3 months of entry of a national stage
-- OR --
☒ (3) It is being filed before the mail date of the first Office Action on the merits
-- OR --
☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of \$0.00 and/or charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-2043 (Docket No. 200/1004-40).

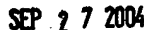
Respectfully submitted,

PERLEGEN SCIENCES, INC.

Dated: Sept. 24, 2004

By: Deana A. Arnold
Deana A. Arnold, Ph.D., Reg. No. 52,567

2021 Stierlin Court
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Substitute for form 1449/PTO

(Use as many sheets as necessary)

Complete if Known

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| Application Number | 10/635.175 |
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| Filing Date | 6 August 2003 |
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| First Named Inventor | Patil et al. |
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| Art Unit | Unassigned |
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| Examiner Name | Unassigned |
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| Attorney Docket Number | 200/1004-40 |
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| Sheet | 1 | of | 1 |
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| FOREIGN PATENT DOCUMENTS | | | | | | |
|--------------------------|-----------------------|---|--------------------------------|---|---|----------------|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | T ⁶ |
| | | Country Code ³ *Number ⁴ *Kind Code ⁵ (if known) | | | | |
| | A | WO 00/24939 | 05-04-2000 | Affymetrix, Inc | | |
| | B | WO 99/55913 | 11-04-1999 | Sidney Kimmel CancerCenter | | |
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| | | | | | | |
| | | | | | | |

**Examiner
Signature**

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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